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IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

SECOND APPELLATE DISTRICT

DIVISION SIX

THE PEOPLE,

Plaintiff and Respondent,

v.

JESUS MARIN,

Defendant and Appellant.

2d Crim. No. B252149
(Super. Ct. No. LA071024)
(Los Angeles County)

Jesus Marin appeals from the judgment following his plea of no contest to assault with a semiautomatic firearm (Pen. Code, § 245, subd. (b)).¹ Appellant admitted a gang enhancement (186.22, subd. (b)(1)(C)) and a firearm enhancement (§ 12022.5, subd. (a)). Pursuant to the negotiated plea, appellant was sentenced to 23 years state prison and ordered to pay a \$280 restitution fine (§ 1202.4, subd. (b)), a \$280 parole revocation fine (§ 1202.45), a \$40 court operations assessment (§ 1465.8, subd. (a)(1)), a \$30 criminal conviction assessment (Gov. Code, § 70373), and victim restitution (§ 1202.4, subd. (f)).

Appellant filed a notice of appeal and a request for certificate of probable cause which was denied by the trial court. (§ 1237.5, subd. (a).) The request for certificate of probable cause alleges, among other things, that appellant was denied effective assistance of counsel. This contention is not supported by the record. (*Strickland v. Washington*

¹ All statutory references are to the Penal Code unless otherwise stated.

(1984) 466 U.S. 668, 687 [80 L.Ed.2d. 674, 693]; *People v. Bolin* (1998) 18 Cal.4th 297, 333.)

The preliminary hearing transcript reflects that appellant shot Jonathan Amaya four times in the back and legs with a semiautomatic handgun on May 20, 2012. A gang expert, Los Angeles Police Department Officer Andre Silva, testified that appellant was an active member of the Pacoima Project Boys, an organized criminal street gang, and that the shooting was committed for the benefit of, at the direction of, and in association with the gang with the specific intent to promote, further, or assist in criminal conduct by gang members within the meaning of section 186.22, subdivision (b)(1)(C)..

We appointed counsel to represent appellant in this appeal. After counsel's examination of the record, he filed an opening brief in which no issues were raised.

On February 24, 2014, we advised appellant that he had 30 days within which to personally submit any contentions or issues he wished us to consider. No response has been received.

We have reviewed the entire record and are satisfied that appellant's attorney has fully complied with his responsibilities and that no arguable issues exist. (*People v. Wende* (1979) 25 Cal.3d 436, 443; *People v. Kelly* (2006) 40 Cal.4th 106, 126.)

The judgment is affirmed.

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YEGAN, J.

We concur:

GILBERT, P.J.

PERREN, J.

Susan Speer, Judge
Superior Court County of Los Angeles

Randall Connor , under appointment by the Court of Appeal, for Defendant
and Appellant.

No appearance for respondent.